

**Introduced by Senators Torlakson and Ortiz**

(Principal coauthors: Assembly Members Frommer, Jackson, and  
Leno)

**(Coauthor: Senator Karnette)**

January 22, 2003

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An act to amend Section 33350 of the Education Code, relating to physical education.

LEGISLATIVE COUNSEL'S DIGEST

SB 78, as introduced, Torlakson. Physical education.

Existing law requires the State Department of Education to encourage school districts offering instruction in kindergarten and any of grades 1 to 12, inclusive, among other things, to provide quality physical education that develops the knowledge, attitudes, skills, behavior, and motivation needed to be physically active for life, to provide extracurricular physical activity programs and clubs, and to encourage the use of school facilities for physical activity programs outside of school hours.

This bill would additionally require the department to encourage those schools to provide quality physical education that develops the knowledge, attitudes, skills, behavior, and motivation needed to be physically fit for life. The bill would require the department to encourage those schools to provide extracurricular physical fitness programs and clubs, in addition to physical activity programs and clubs, and to encourage the use of school facilities for physical fitness programs, in addition to physical activity programs, outside of school hours.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 33350 of the Education Code is  
2 amended to read:

3 33350. The State Department of Education shall do all of the  
4 following:

5 (a) Adopt rules and regulations that it deems necessary and  
6 proper to secure the establishment of courses in physical education  
7 in the elementary and secondary schools.

8 (b) Compile or cause to be compiled and printed a manual in  
9 physical education for distribution to teachers in the public schools  
10 of the state.

11 (c) Encourage school districts offering instruction in  
12 kindergarten and any of grades 1 to 12, inclusive, to the extent that  
13 resources are available, to provide quality physical education that  
14 develops the knowledge, attitudes, skills, behavior, and  
15 motivation needed to be physically active *and fit* for life; to  
16 provide daily recess periods for elementary school pupils,  
17 featuring time for unstructured but supervised play; to provide  
18 extracurricular physical activity *and fitness* programs and physical  
19 activity *and fitness* clubs; and to encourage the use of school  
20 facilities for physical activity *and fitness* programs offered by the  
21 school or community-based organizations outside of school hours.

